

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JENNIFER DONOVAN and
DANIEL DONOVAN,

Plaintiffs,

v.

MIDORI PRODUCTS, LLC, KDDS
ENTERPRISES LLC, DAVID SEMAN,
WILLIAM DEEDS, RYAN RANDOLPH,
RYAN COOK, ADAM JAFFE, ANTHONY
NUZZO, EMILY HALES, and CASEY
YOUNG,

Defendants.

Case No: 1:22-cv-774

Hon. Hala Y. Jarbou

STIPULATION AND ORDER
TO EXTEND DEADLINE TO
FILE RESPONSIVE PLEADINGS

Noah S. Hurwitz (P74063)
Grant M. Vlahopoulos (P85633)
Kara F. Krause (P85487)
HURWITZ LAW PLLC
Attorneys for Plaintiffs
617 Detroit Street, Suite 125
Ann Arbor, MI 48104
(844) 487-9489
noah@hurwitzlaw.com
grant@hurwitzlaw.com
kara@hurwitzlaw.com

Lee T. Silver (P36905)
Michael L. Gutierrez (P79440)
SILVER & VAN ESSEN, P.C.
Attorneys for Defendants, Casey Young and
Ryan Cook
300 Ottawa Avenue, NW, Suite 620
Grand Rapids, MI 49503
(616) 988-5600
ltsilver@silvervanessen.com
mgutierrez@silvervanessen.com

Mark C. Vanneste (P73001)
HOWARD & HOWARD ATTORNEYS, PLLC
Attorney for Defendants Midori Products, LLC,
KDDS Enterprises LLC, David Seman, William
Deeds, Ryan Randolph, Adam Jaffe, Anthony
Nuzzo, and Emily Hales
450 W. 4th Street
Royal Oak, MI 48067
(248) 723-0472
mv@h2law.com

Defendants, Casey Young and Ryan Cook, by their attorneys, Silver & Van Essen, P.C., as well as Defendants, Midori Products, LLC, KDDS Enterprises, LLC, David Seman, William Deeds, Ryan Randolph, Adam Jaffe, Anthony Nuzzo, and Emily Hales, by their attorneys, Howard & Howard Attorneys PLLC, state as follows:

1. Plaintiff's Complaint was filed August 24, 2022.
2. Due to a miscommunication, despite not having been served with the Complaint in this matter, the Court's docket presently requires Defendants to respond to Plaintiff's complaint by September 28, 2022.
3. Defendants Casey Young and Ryan Cook are represented in this matter by the law firm of Silver & Van Essen, P.C. Young and Cook did not engage, and are not represented by, attorney Frank Mamat of the Dinsmore & Shohl law firm, nor did they authorize attorney Mamat to enter an appearance in this matter or accept service on their behalf.
4. Defendants Midori Products, LLC, KDDS Enterprises, LLC, David Seman, William Deeds, Ryan Randolph, Adam Jaffe, Anthony Nuzzo, and Emily Hales did not engage, and are not represented in this civil action by, attorney Frank Mamat of the Dinsmore & Shohl law firm, nor did they authorize attorney Mamat to enter an appearance in this matter or accept service on their behalf.
5. Recent pleadings in this matter, including the Proposed Stipulation and Order (ECF No. 5); Order (ECF No. 6); and Corrected Order (ECF No. 7); erroneously state that Defendants agreed to respond to Plaintiff's complaint by September 28, 2022.
6. Defendants did not agree to respond to Plaintiff's complaint by September 28, 2022. In fact, Defendants Young, Cook, Seman, Deeds, Randolph, Jaffe, Nuzzo, and Hales have not even been served with Plaintiff's complaint in this matter.

7. Counsel for Defendants became aware of this issue on September 19, 2022 and contacted Plaintiff's counsel that day to inform him of the foregoing.

8. In light of the foregoing and in an effort to proceed efficiently with this matter, counsel for Defendants agreed to accept service on Defendants' behalf, Plaintiff's counsel agreed to stipulate to an extension of time of forty-five (45) days for Defendants to respond to Plaintiff's complaint, and all parties agreed to continue settlement negotiations through their respective counsel in an attempt to resolve this matter.

Now, therefore, the parties, through their undersigned counsel, stipulate and agree that Defendants shall have until November 14 to respond to Plaintiff's complaint in this matter, as set forth in the Proposed Order attached hereto as **Exhibit 1**.

Dated: September 20, 2022

By: /s/ Noah S. Hurwitz
Noah S. Hurwitz (P74063)
Grant M. Vlahopoulos (P85633)
Kara F. Krause (P85487)
HURWITZ LAW PLLC
Attorneys for Plaintiffs
617 Detroit Street, Suite 125
Ann Arbor, MI 48104
(844) 487-9489
noah@hurwitzlaw.com
grant@hurwitzlaw.com
kara@hurwitzlaw.com

Dated: September 20, 2022

By: /s/ Michael L. Gutierrez
Lee T. Silver (P36905)
Michael L. Gutierrez (P79440)
SILVER & VAN ESSEN, P.C.
Attorneys for Defendants, Casey Young and
Ryan Cook
300 Ottawa Avenue, NW, Suite 620
Grand Rapids, MI 49503
(616) 988-5600
ltsilver@silvervanessen.com
mgutierrez@silvervanessen.com

Dated: September 20, 2022

By: /s/ Mark C. Vanneste

Mark C. Vanneste (P73001)

HOWARD & HOWARD ATTORNEYS,
PLLC

Attorney for Defendants Midori Products, LLC,
KDDS Enterprises LLC, David Seman,
William Deeds, Ryan Randolph, Adam Jaffe,
Anthony Nuzzo, and Emily Hales

450 W. 4th Street

Royal Oak, MI 48067

(248) 723-0472

mv@h2law.com